

### REMARKS

This application has been reviewed in light of the Advisory Action mailed February 17, 2010 and the Office Action mailed October 27, 2009. Claims 37- 40, 42, 43, 47- 49, 51, 52, 55-57, 61, 62, 64, 65 and 68-73 are pending in the application. Claims 37, 55, 68 and 71-73 are amended in a manner that Applicant believes overcome the rejections in the Office Action. Support for the amendments can be found throughout the specification and figures of the present disclosure and recite aspects of the disclosure that Applicant is believed to be entitled. Applicant submits that no new matter or issues are introduced by the amendments. Claims 1-36, 41, 44-46, 50, 53-54, 58-60, 63, 66-67 are cancelled. Applicant reserves the right to pursue any subject matter of the present application in divisional and/or continuing applications.

Initially, the present amendment is being made pursuant to a telephone interview between the Examiner in charge of the above-identified application and Applicant's undersigned attorney, Peter B. Sorell, on February 23, 2010. In the interview, proposed limitations to the claims were discussed including the present amendments. The courtesy extended by the Examiner in arranging for and conducting the telephone interview is greatly appreciated.

In the Office Action, Claims 68 and 71-73 are rejected under 35 USC §112, first paragraph. Although Applicant disagrees with the rejections, in an effort to expedite prosecution, Claims 68 and 71-73 are amended in an effort to overcome the rejections. Reconsideration and withdrawal of the rejections are respectfully requested.

In the Office Action, Claims 37- 40, 42- 43, 47- 49, 51-52, 55-57, 61-62, 64-65 and 68-73 are rejected under 35 USC §112, second paragraph. Claims 37, 55, 68 and 71-73 are amended in an effort to overcome the rejections. Reconsideration and withdrawal of the rejections are respectfully requested.

In view of the foregoing amendments and remarks, it is respectfully submitted that Claims 37- 40, 42, 43, 47- 49, 51, 52, 55-57, 61, 62, 64, 65 and 68-73 presently pending in the application are believed to be in condition for allowance and patentably distinguish over the art of record. An early notice thereof is earnestly solicited. If the Examiner should have any questions concerning this communication or feels that an interview would be helpful, the Examiner is requested to call the Applicant's undersigned attorney.

Respectfully submitted,

/PeterBSorell/  
Peter B. Sorell  
Reg. No. 44,349  
Attorney for Applicant

Dilworth & Barrese, LLP  
1000 Woodbury Road  
Suite 405  
Woodbury, NY 11797  
516.228.8484  
PBS:sbs